

AMENDMENTS TO THE CLAIMS

Please amend claims 1, 11, 12 and 22 as follows:

AR 1. (Currently Amended) A communication device, wherein data is transmitted and received via a communication section and a line, comprising: decision means for deciding whether or not to transmit and receive data based on predetermined information corresponding to the state of the line or the internal state of the device or whether or not to interrupt communications if the device is currently in a transmission/reception state; and a controller for controlling said communication section according decision results from said decision means, said predetermined information containing prediction results based on a prediction of a data amount to be transmitted or received in current communication. *battery TX/RX*

2. (Original) The communication device defined in claim 1, further comprising: an information holder for holding said predetermined information; said decision means deciding whether or not to transmit and receive data based on current predetermined information and old predetermined information held in said holder, or whether or not to interrupt communications if the device is currently in a transmission/reception state.

3. (Original) The communication device defined in claim 1, further comprising notification means for notifying a user of decision results according to the decision results of said decision means.

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4. (Original) The communication device defined in claim 1, wherein when said decision means decides disconnection of communications, said controller controls said communication means to disconnect the line after the logging-out in accordance with a predetermined communication procedure.

5. (Original) The communication device defined in claim 1, wherein said predetermined information contains information representing a reception level.

6. (Original) The communication device defined in claim 1, wherein said predetermined information contains information representing an error rate.

7. (Original) The communication device defined in claim 1, wherein said predetermined information contains information representing a response timing from a connected destination.

AZ 8. (Original) The communication device defined in claim 1, wherein said predetermined information contains information representing an output voltage level of a power source within the device.

9. (Original) The communication device defined in claim 8, wherein said power source within the device comprises a secondary battery.

10. (Original) The communication device defined in claim 9, further comprising prediction means for predicting a transmittable/receivable data amount based on a charging amount or output voltage level of said secondary battery; said predetermined information containing prediction results acquired by said prediction means.

11. (Currently Amended) The communication device defined in claim 10, further comprising second prediction means for predicting [[a]] the data amount to be transmitted or received in current communications; said predetermined information containing the prediction results acquired by said second prediction means.

AZ 12. (Currently Amended) A communication method suitable for a communication device which transmits and receives data via a communication section and a line, said method comprising the steps of: deciding whether or not to transmit and receive data based on predetermined information corresponding to the state of the line or the internal state of the system or whether or not to interrupt communications if the device is currently in a transmission/reception state; and controlling said communication section to disconnect the line after the logging-out in a predetermined communication procedure, in accordance with decision results in said decision step, the predetermined information containing prediction results based on a prediction of a data amount to be transmitted or received in current communication.

13. (Original) The communication method defined in claim 12, further comprising the steps of: holding said predetermined information; deciding whether or not to transmit and receive data based on current predetermined information and old predetermined

information held in said holder, or whether or not to interrupt communications if the device is currently in a transmission/reception state.

14. (Original) The communication method defined in claim 12, further comprising the step of notifying a user of decision results according to the decision results of said step of deciding.

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15. (Original) The communication method defined in claim 12, wherein said step of controlling further comprising the step of controlling said communication means to disconnect the line after the logging-out in accordance with a predetermined communication procedure when the decision result of said step of deciding is disconnection of communications.

16. (Original) The communication method defined in claim 12, wherein said predetermined information contains information representing a reception level.

17. (Original) The communication method defined in claim 12, wherein said predetermined information contains information representing an error rate.

18. (Original) The communication method defined in claim 12, wherein said predetermined information contains information representing a response timing from a connected destination.

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19. (Original) The communication method defined in claim 12, wherein said predetermined information contains information representing an output voltage level of a power source within the device.

20. (Original) The communication method defined in claim 19, wherein said power source within the device comprises a secondary battery.

21. (Original) The communication method defined in claim 20, further comprising the step of predicting a transmittable/receivable data amount based on a charging amount or

output voltage level of said secondary battery; said predetermined information containing prediction results acquired by said the step of predicting.

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22. (Currently Amended) The communication method defined in claim 21, further comprising the step of secondary predicting [[a]] the data amount to be transmitted or received in current communications; said predetermined information containing the prediction results acquired by said step of secondary predicting.
